

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:

FIRESTAR DIAMOND, Inc., et al.,

Debtors,

Chapter 11

No. 18-10509(SHL)

(Jointly Administered)

Richard Levin, Chapter 11 Trustee of FIRESTAR
DIAMOND, INC., FANTASY, INC., and OLD AJ,
INC., f/k/a A. JAFFE, INC.,

Adv. Proc. No. 20-01054(SHL)

Plaintiff,

vs.

AMI JAVERI (A/K/A AMI MODI), et al.,

Defendants.

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**[PROPOSED] ORDER GRANTING DEFENDANT NEESHAL MODI'S
MOTION TO DISMISS THE COMPLAINT**

Upon the motion of defendant Neeshal Modi for entry of an Order dismissing the Complaint dated October 15, 2020, Dkt. ____ ("Motion to Dismiss"), and upon the Declaration of Neeshal Modi and accompanying memorandum of law dated October 15, 2020, Dkt. ____ and ____ , and the Court having considered the Motion to Dismiss and reviewed the memorandum of law and all objections thereto and responses in further support thereof, as well as any argument presented at the hearing, and the Court holding after due deliberation: (i) that it has jurisdiction to consider and enter an Order granting the Motion to Dismiss; (ii) that notice of the Motion to Dismiss was sufficient under the circumstances; and (iii) that good cause exists for the granting of the relief requested in the Motion to Dismiss,

IT IS HEREBY ORDERED THAT:

1. The Motion to Dismiss is granted. The Complaint is dismissed in its entirety with prejudice with respect to defendant Neeshal Modi and he is therefore dismissed with prejudice from this Adversary Proceeding.
2. Any objections to the Motion to Dismiss that have not been withdrawn are overruled.
3. This Court shall retain jurisdiction to hear and determine all matters arising from, in connection with, or related to the implementation, interpretation, or enforcement of this Order.

Dated: _____, 20_____
New York, New York

THE HONORABLE SEAN H. LANE
UNITED STATES BANKRUPTCY JUDGE